

FLIESLER  
DUBB  
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FOUR EMBARCADERO CENTER, FOURTH FLOOR  
SAN FRANCISCO, CALIFORNIA 94111-4156  
TELEPHONE 415.362.3800  
FACSIMILE 415.362.2928

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SEP 12 2003

TO: Art Unit 2653, U.S. Patent and Trademark Office

FAX NO.: (703) 872-9314

FROM: Michael L. Robbins, Esq., Reg. No. 54,774

RE: Appln. No. 09/465,592; Attorney Docket No. LAZE-01000US0 SRM/MLR

DATE: September 12, 2003 Total Pages : 42

OFFICIAL

Original will follow by mail: No

If you do not receive all of the pages, please call Cleo Linn at 415.362.3800.

MESSAGE (if any):

On August 22, 2003, we re-submitted a Response filed by fax on August 18, 2003, at the request of Examiner Kim Chu who had found that the previous Response had not been entered. Now we find that the re-submission filed August 22, 2003, also has not been entered. Examiner Kim Chu has today requested this re-submission.

Also attached is a copy of the Auto-Reply Facsimile Transmission from the August 22 re-submission.

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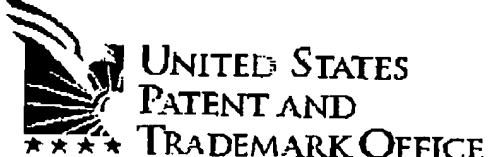
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TO:Auto-reply fax to 415 362 2928 COMPANY:

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AUG 22 2003

FLUESLER DUBB  
MEYER & LOVEJOY

## Auto-Reply Facsimile Transmission

TO: Fax Sender at 415 362 2928

Fax Information

Date Received:

Total Pages:

8/22/03 7:28:41 PM [Eastern Daylight Time]  
41 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====>

08/22/2003 10:32 FAX 415 362 2928	FDM&L	0017041
<b>FLUESLER DUBB MEYER &amp; LOVEJOY LLP</b>		
<b>FOUR EMBARCADERO CENTER, FOURTH FLOOR SAN FRANCISCO, CALIFORNIA 94111-4156 TELEPHONE 415.362.3800 FACSIMILE 415.362.2928</b>		
TO:	Art Unit 2653, U.S. Patent and Trademark Office	
FAX NO.:	(703) 672-9314	
FROM:	Michael L. Robbins, Esq., Reg. No. P-54,774	
RE:	Appn. No. 09/485,592; Attorney Docket No. LAZE-01000US0 SRM/MLR	
DATE:	August 22, 2003	Total Pages : 42
Original will follow by mail: No.		
If you do not receive all of the pages, please call Ciao Linn at 415.362.3800.		
MESSAGE (if any):		
<p>Attached is a re-submission of a Response filed by fax on August 18, 2003. Also attached are transmittal and fee transmittal forms.</p> <p>We spoke with Examiner Chu who checked and found that the previous Response had not been entered. He recommended this re-submission.</p>		
<p>This facsimile is intended only for the addressee and those authorized by the addressee to receive it. Any use, dissemination, distribution or copying of this facsimile by any other is prohibited. Any others receiving this facsimile are requested to notify Fluesler Dubb Meyer &amp; Lovejoy LLP immediately by telephone or fax and to return the original facsimile to Fluesler Dubb Meyer &amp; Lovejoy LLP.</p>		
<p>Received from &lt;415 362 2928&gt; at 07/22/03 7:28:41 PM [Eastern Daylight Time]</p>		

Fluesler, Dubb, Meyer & Lovejoy  
File: LAZE-01000US0  
Action Item: Notice of Appeal  
Date Due: August 22, 2003  
Critical Date: November 22, 2003  
Attorney Path: 5pm/MLR  
Docketed By: Prev. Dated  
Verified By: RMB/K

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/465,592
		Filing Date	12/17/1999
		First Named Inventor	Joanne P. Culver, Deceased
		Art Unit	2653
		Examiner Name	Kim Kwok Chu
Total Number of Pages in This Submission	42	Attorney Docket Number	LAZE-01000US0

<b>ENCLOSURES</b> (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  Remarks Facsimile cover sheet
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>		
Firm or Individual name	Michael L. Robbins Fliesler Dubb Meyer & Lovejoy LLP	
Signature	Registration No.: 54,774	
Date		

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Michael L. Robbins	
Signature		Date 8/22/03

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney Docket No.: LAZE-01000US0  
MRobbins/LAZE/1000US0/respB.transmittal.pdf

PTO/SB/17 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032  
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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 168.00)

## Complete if Known

Application Number	09/465,592
Filing Date	12/17/1999
First Named Inventor	Joanne P. Culver, Deceased
Examiner Name	Kim Kwok Chu
Art Unit	2653
Attorney Docket No.	LAZE-01000US0

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:

Deposit Account Number

06-1325

Deposit Account Name

Fliesler Dubb Meyer &amp; Lovejoy LLP

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
 

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)		(\$ 0.00)	

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
63	90		0	0	0.00
22	- 18**	= 4	4	42.00	168.00
					0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 168.00)

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 2051	65 Surcharge - late filing fee or oath	
1052 50	2052 25	25 Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1480 130	1480 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Michael L. Robbins	Registration No. (Attorney/Agent)	54,774	Telephone	415.362.3800
Signature		Date	8/22/03		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.